

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

JEFFREY A. DAMON,	:	
	:	
Plaintiff	:	CIVIL ACTION NO. 3:19-987
	:	
v.	:	
	:	(JUDGE MANNION)
FORTIN ELECTRIC CO.,	:	
	:	
Defendant	:	

ORDER

In light of the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1)** The report and recommendation of Judge Mehalchick, **(Doc. 13)**, is **ADOPTED IN ITS ENTIRETY**;
- (2)** The plaintiff's second amended complaint, **(Doc. 10)**, is **DISMISSED WITH PREJUDICE**, pursuant to 28 U.S.C. §1915(e)(2)(B);
- (3)** The plaintiff is **DENIED** leave to file a third amended complaint based on futility; and
- (4)** The clerk of court is directed to **CLOSE** this case.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Dated: May 12, 2020

19-987-01-ORDER